

AF/ 1762



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PATENT
Ser. No. 09/879,216
Atty. Docket No. 12013/59001

RESPONSE UNDER 37 C.F.R. 1.116
-- EXPEDITED PROCEDURE --
EXAMINING GROUP 1762

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

APPLICANT : Robert RICHARD
SERIAL NO. : 09/879,216
FILED : June 13, 2001
FOR : USING SUPERCRITICAL FLUIDS TO INFUSE
THERAPEUTIC ON A MEDICAL DEVICE
GROUP ART UNIT : 1762
Examiner : Jennifer KOLB MICHENER

MAIL STOP AF
ASSISTANT COMMISSIONER FOR PATENTS
P.O. Box 1450
Alexandria, VA 22313-1450

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AMENDMENT UNDER 37 C.F.R. § 1.116

SIR:

In response to the Final Office Action mailed March 17, 2003, the Applicant respectfully submits the following amendments and remarks. The Applicant respectfully asserts that the Requested Amendments shown below should be entered because they place the application in condition for allowance and do not raise new issues.

REQUESTED AMENDMENTS

IN THE CLAIMS:

Please cancel withdrawn-from-consideration claims 16-20, without prejudice to the subject matter contained therein.

REMARKS

Claims 1-15 are presently pending in the application, following withdrawal of non-elected claims 16-20 from consideration. Cancellation of claims 16-20 is required.

Claims 1-15 stand rejected under 35 U.S.C. § 112, first paragraph, a containing subject matter allegedly not described in the specification in such a way as to reasonably convey to one skilled in the relevant art that the inventor, at the time the application was